



7/28/04

AF/3724/#
6/

ATTORNEY DOCKET: 70418

**NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS**

In re Application of : RATHERT
Serial No. : 10/051,577
For (title) : THREE-SIDE TRIMMER, ESPECIALLY FOR SHORT RUNS
Filed : January 16, 2002
Group Art Unit : 3724
Dated : July 27, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22231-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated January 27, 2004 of the primary Examiner finally rejecting claims 1-3, 8, 14, 19 and 20.

Respectfully submitted
for Applicant,

By:

Theobald Dengler
Reg. No. 34,575

RECEIVED

AUG 04 2004

TECHNOLOGY CENTER R3700

(Rule 191 (b))

Post Office Address
(To which correspondence
is to be sent)

**McGLEW AND TUTTLE, P.C.
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827**

TD:jms

Enc.: Petition for Extension of Time with Request to Charge Deposit Account

08/03/2004 WABDELRI 00000090 10051577

01 FC:2401 165.00 DA

SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827
DATED: July 27, 2004

NOTE: SHOULD ANY FEE BE REQUIRED, THE PATENT AND TRADEMARK
OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT
ACCOUNT 13-0410 AND ADVISE.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED
WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL IN AN
ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VA 22313-1450, No. EV436439925US.

McGLEW AND TUTTLE, P.C.
SCARBOROUGH STATION, SCARBOROUGH, NY 10510-0827

BY: *Christina Forte* DATE: July 27, 2004